## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Wei MONIN, et al. GAU: 2123 SERIAL NO: 10/511,033 EXAMINER: KIM, E.

FILED: June 6, 2005

FOR: METHOD OF GENERATING A PERFORMANCE MODEL FROM A

**FUNCTIONAL MODEL** 

## **NOTICE OF APPEAL**

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

## SIR:

Applicants hereby appeal to the Board of Appeals from the decision dated June 27, 2008. The items checked below are appropriate:

- ☐ A Petition for Extension of Time Under 37 C.F.R. §1.136 was filed for months.
- ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
- A Petition for Extension of Time for filing the Notice of Appeal is attached.
- ☐ A Pre-Appeal Brief Request for Review is attached.

Fee: \$540.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- Credit card payment is being made online (if electronically filed), or is attached hereto (if paper filed), covering any required fees.
- ☐ Charge to Deposit Account No. <u>15-0030</u>.
- Please charge any additional fees or credit any overpayment of fees required for filing the Notice of Appeal to Deposit Account No. <u>15-0030</u>.
- If this notice is not considered timely filed by the U.S. Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. <u>15-0030</u>.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

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